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 JOHN HAGGETT

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

WALTER BROOKS,
 Plaintiff,

vs.

SAN FRANCISCO POLICE
 DEPARTMENT SERGEANT
 HAGGETT, Badge # 16,
 Defendant.

Case No. C 07-02615 SBA (PR)

**STIPULATION TO CONTINUE TRIAL
 DATE AND ALL OTHER DATES**

Date Action filed: January 10, 2007
 Trial Date: Not set

The parties, through their counsel, hereby stipulate and request that the Court continue the trial and all other dates in this matter for one hundred twenty (120) days. The parties request this extension because counsel for both Plaintiff and Defendant learned on Tuesday, December 29, 2009 that Plaintiff had been transferred from San Quentin State Prison in Larkspur, California to Avenal State Prison in Avenal, California. Plaintiff had previously stipulated to undergo independent medical and psychological examinations. Defendant had expended several weeks setting up these examinations at San Quentin State Prison, due to visiting and space restrictions. These examinations will now need to be rescheduled at Avenal State Prison. Defendant anticipates a delay of several

months in scheduling these examinations. Plaintiff also anticipates encountering difficulties in communicating with counsel and completing his discovery. Accordingly, the parties request an extension of the current trial date and associated deadlines, as identified in the Court's Order for Pretrial Preparation entered October 23, 2010, as follows:

A. DISCOVERY CUTOFF.

The deadlines for fact and expert discovery shall be extended for one hundred and twenty days. Currently, the schedule for experts is as follows:

Completion of Fact Discovery	February 12, 2010
Expert Designation	February 12, 2010
Completion of Expert Discovery	March 26, 2010

(Pretrial Preparation Order [Docket Entry # 107]).

The parties stipulate to the following schedule for discovery:

Completion of Fact Discovery	June 13, 2010
Expert Designation	June 13, 2010
Completion of Expert Discovery	July 23, 2010

B. MOTION CUTOFF

The deadline for motions shall be extended for one hundred and twenty days. Currently, the schedule for motions is as follows:

Cutoff for Motions	June 1, 2010
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(Pretrial Preparation Order [Docket Entry # 107]).

The parties stipulate to the following schedule for discovery:

Cutoff for Motions	September 29, 2010
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C. MANDATORY SETTLEMENT CONFERENCES

The deadline for the mandatory settlement conference shall be extended for one hundred and twenty days. Currently, the schedule for a mandatory settlement conference is as follows:

1 Mandatory Settlement Conference to take place between June 2, 2010 and June 18, 2010
2 before a Magistrate Judge.

3 (Pretrial Preparation Order [Docket Entry # 107]).

4 The parties stipulate to the following schedule:

5 Mandatory Settlement Conference to take place between September 30, 2010 and October 16,
6 2010.

7 **D. PRETRIAL CONFERENCE**

8 The deadline for the pretrial conference shall be extended for one hundred and twenty days.
9 Currently, the schedule for motions is as follows:

10 Pretrial Conference to take place on July 13, 2010.
11 (Pretrial Preparation Order [Docket Entry # 107]).

12 The parties stipulate to the following schedule:

13 Pretrial Conference to take place on November 10, 2010, or some date thereafter convenient
14 to the Court.

15 **E. TRIAL DATE**

16 The trial date shall be extended for one hundred and twenty days. Currently, the trial date is
17 scheduled as follows:

18 Trial to begin on July 19, 2010.

19 The parties stipulate to the following schedule:

20 Trial to begin on November 15, 2010 or some date thereafter convenient to the Court.

1 IT IS SO STIPULATED.

2 Dated: January 4, 2010

3 DENNIS J. HERRERA
4 City Attorney
5 JOANNE HOEPER
6 Chief Trial Deputy
7 MEGHAN K. HIGGINS
8 Deputy City Attorneys

9 By: /s/ Meghan K. Higgins
10 MEGHAN K. HIGGINS

11 Attorneys for Defendant
12 JOHN HAGGETT

13 Dated: January 4, 2010

14 By: _____
15 BURKE HANSEN

16 Attorney for Plaintiff
17 WALTER BROOKS

ORDER

GOOD CAUSE appearing, it is HEREBY ORDERED that pursuant to the foregoing stipulation, the discovery deadlines, the motion cutoff, and the mandatory settlement conference are continued for one hundred twenty days to the dates listed in the parties' stipulation. The trial of this matter is continued to _____, the pretrial conference is continued to _____, at ____ p.m..

IT IS SO ORDERED.

Dated: 1/12/10

By
HO.
Unit

